

**BROKEN ARROW CITY COUNCIL
AGENDA
COUNCIL CHAMBERS
220 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA 74012
October 20, 2009**

6:30 PM

- 1. Call to Order**
- 2. Invocation**
- 3. Roll Call**
- 4. Pledge of Allegiance to the Flag**
- 5. Consideration of Consent Agenda**
 - A. Approval of the regular meeting minutes of October 6, 2009
 - B. Acceptance of the minutes of the Planning Commission meeting held September 24, 2009.
 - C. Approve request from Broken Arrow Civitans for issuance of a special events permit to hold the annual Christmas Parade on Saturday, December 5, 2009 at 10:00 A.M.
 - D. Approval of amended calendar for the 2009-2010 Youth City Council meetings
 - E. Approval of the Workers' Compensation Order on Broken Arrow Police Officer Phillip Short.
 - F. Approval of an Attorney Engagement Agreement between the City of Broken Arrow and Hall, Estill, Hardwick, Gable, Golden & Nelson, P.C.
 - G. Approval of an Attorney Engagement Agreement between the City of Broken Arrow and McAfee & Taft
 - H. Approval of an Attorney Engagement Agreement between the City of Broken Arrow and Newton, O'Connor, Turner & Ketchum, P.C.
 - I. Approval of an Agreement between the City of Broken Arrow and Youth Services of Tulsa County, Inc.
 - J. Approval of Recommendation to maintain the City's current parking restrictions for event parking at the Broken Arrow Public Schools Performing Arts Center and to examine concerns or complaints on an individual basis with the possibility of making adjustments if necessary
 - K. Approval of traffic calming policy implementation for Oak Avenue between Omaha Street and Narcissus Avenue
 - L. Approval of SP 234, Public Schools and School Related Facilities, 99.05 acres, 1 lot, A-1, Southwest corner of Albany Street and 23rd Street, Broken Arrow High School and Westwood Elementary.
 - M. Acceptance of a deed of dedication from Berkshire Developement, LLC (S17 T18N R14E) (Project: Castlegate "As-Built")

N. Approval of the Claims List

6. Consideration of Items Removed from Consent Agenda

7. Public Hearings, Appeals, Presentations, Recognitions, Awards and Oaths

- A. Approval of Proclamation recognizing Dr. Ed Huckleby and proclaiming November 5 2009 as "Dr. Ed Huckleby Day"
- B. Approval of Proclamation declaring November 2009 as Pancreatic Cancer Awareness month

8. Citizens' Opportunity to Address the Council on General Topics Related to City Business or Services

9. General Council Business

- A. Approval of Resolution Number 623, a Resolution prescribing the principal amount of bonds to be issued, Establishing the principal amount of bonds to mature each year, Establishing the time and place said bonds are to be sold, and authorizing the Clerk to give notice of said sale as required by law; Ratifying and confirming a Legal Services agreement and a Financial Advisor services agreement with respect to the issuance of such bonds and approving the Preliminary Official Statement pertaining thereto
- B. Approval of Resolution Number 624, a Resolution prescribing the principal amount of bonds to be issued, Establishing the principal amount of bonds to mature each year, Establishing the time and place said bonds are to be sold, and authorizing the Clerk to give notice of said sale as required by law; Ratifying and confirming a Legal Services agreement and a Financial Advisor services agreement with respect to the issuance of such bonds and approving the Preliminary Official Statement pertaining thereto.
- C. Approval of a Contract for Sale of Real Estate between the City of Broken Arrow and Amy Carter and J. B. Carter for the purchase of land for a Community/Fitness Center
- D. Approval of appointment of Youth City Council members for school year 2009 - 2010

10. City Manager's Report

- A. None

11. Preview Ordinances

- A. An Ordinance amending the Employee Retirement System, defined contribution plan for the City of Broken Arrow, Oklahoma by adopting a revised and restated retirement plan; providing retirement benefits for eligible employees of the City of Broken Arrow, Oklahoma; providing for purpose and organization; providing for definitions; providing for eligibility and participation; providing for non-alienation of benefits; loss of benefits for cause and limitations of benefits; providing for employer and employee contributions; providing for accounting, allocation, and valuation; providing benefits; providing for required notice; providing for amendments and termination; providing for transfer to and from other plans; creating a retirement committee and providing for powers, duties and rights of retirement committee; providing for duration and payment of expenses; providing for effective date; providing for vesting schedule; providing for a fund to finance the system to be pooled with other incorporated cities, towns and their agencies and instrumentalities for purposes of administration, management, and investments part of the Oklahoma Municipal retirement

fund; providing for payment of all contributions under the system to the Oklahoma Municipal Retirement Fund for management and investment; providing for repealer and severability; adopting those amendments mandated by the internal revenue code; and declaring an emergency

12. Ordinances

- A. Adoption of Ordinance 3058, an ordinance amending Chapter 5, Article I, Section 5-22 of the Broken Arrow Code pertaining to Keeping of animals other than dogs and cats; repealing all ordinances to the contrary; and declaring an emergency.
- B. Adoption of Ordinance No. 3060, an ordinance amending Chapter 23, Article I, Section 23-24.1 of the Broken Arrow Code pertaining to Leaving the scene of an accident; repealing all ordinances to the contrary; and declaring an emergency.
- C. Adoption of Ordinance No. 3062, an ordinance closing a utility easement in Lot 1, Block 1 of Williams Brother Constructors Park Amended, an addition to the City of Broken Arrow, Tulsa County, Oklahoma, a resubdivision of Lot 1, Block 1 William Brothers Constructors Park and a Subdivision of Part of Government Lot 2 and Part of the N/2 of the NE/4 all in Section 4, Township 18 North, Range 14 East
- D. Adoption of Ordinance No. 3061, an ordinance partially closing a utility easement, in Lot 9, Block 4 of Southern Trails Estates

13. Remarks and Inquiries by Governing Body Members

14. Executive Session

None

15. Adjournment

NOTICE:

All cell phones and pagers must be turned OFF or operated SILENTLY during Council meetings.

Exhibits, petitions, pictures, etc., presented to the authority shall be received and deposited in case files to be kept at the Broken Arrow City Hall.

If you are a person with a disability and need some accommodation in order to participate in this meeting, please contact the City Clerk at 918-259-2400 Ext. 5418 to make arrangements.

POSTED this ____ day of _____, 2009, at _____ a.m./p.m.

City Clerk